

Docket No. 310493.00001

Date: March 10, 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: LAGODZINSKI, ET AL.

Application No.: 09/582,890

For: POWER OPERATED PISTON TOOL WITH PISTON AUTOMATIC RETURN

Filed: July 7, 2000

Group Art Unit: 3721

MAIL STOP AF

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 10, 2003 of the Primary Examiner finally rejecting Claims 1, 2, 5-8, and 11-18.

The items checked below are appropriate.

1. ☒ A Petition for an additional one month extension of time to respond to the final rejection, together with the \$ 265.00 extension fee under 37 C.F.R. § 1.17, is being filed concurrently herewith.
2. ☒ A Petition for an additional two-month extension of time to take further action, together with the \$ 155.00 extension fee under 37 C.F.R. § 1.17, was filed on February 10, 2004.

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3. ☒ A Petition for a one-month extension of time to take further action, together with the \$55.00 extension fee under 37 C.F.R. § 1.17, was filed on January 6, 2004.

4. ☐ Fee \$330.00

☒ Fee \$165.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

☐ Enclosed

☐ Not required (fee paid in prior appeal)

☒ Charge to Deposit Account No. 50-1710 (One additional copy of this Notice is enclosed herewith)

5. ☒ The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 50-1710. A duplicate copy of this paper is enclosed.

6. ☒ Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants
Richard P. Bauer
Registration No. 31,588

PATENT ADMINISTRATOR
KATTEN MUCHIN ZAVIS ROSENMAN
525 West Monroe Street
Suite 1600
Chicago, Illinois 60661-3693
Facsimile: (312) 902-1061

(January 15, 2004)



310493.00001

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
LAGODZINSKI, ET AL.	:	Examiner: L. TRAN
)	
Application No.: 09/582,890	:	Group Art Unit: 3721
)	
Filed: July 7, 2000	:	
)	
For: POWER OPERATED PISTON	:	March 10, 2004
TOOL WITH PISTON AUTOMATIC	:	
RETURN	:	
)	

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PETITION UNDER 37 C.F.R. § 1.136(a)

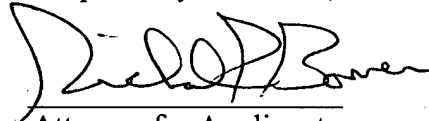
Sir:

Applicants petition the Commissioner of Patents to extend the time for response to the Office Action dated September 10, 2003 for one (1) additional month from February 10, 2004 to March 10, 2004. Two previous extensions of time were filed January 6 and February 10, 2004.

Please charge Deposit Account No. 50-1710 \$265.00 to cover the fee for the extension under 37 C.F.R. § 1.17. Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 50-1710. A duplicate copy of this petition is enclosed.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard J. Bower", written over a horizontal line.

Attorney for Applicants
Registration No. 31,588

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KATTEN MUCHIN ZAVIS ROSENMAN
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